

Montana State Legislature

2013 Session

ADDITIONAL DOCUMENTS MAY INCLUDE THE FOLLOWING:

- **Business Report**
- **Roll Call – Attendance**
- **Standing Committee Reports**
- **Tabled Bills**
- **Fiscal Reports etc.**
- **Roll Call Votes**
- **Informational Items**
- **Witness Statements**
- **Any Documents; such as;**
 - * **Petitions if any.**
 - * **Any and all material handed end after the meeting ends.**

**The original is on file at the
Montana Historical Society
and may be viewed there.**

**Montana Historical Society
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BUSINESS REPORT
MONTANA SENATE
63rd LEGISLATURE - REGULAR SESSION
SENATE FREE CONFERENCE COMMITTEE

Date: Thursday, April 18, 2013
Place: Capitol

Time: 11:30 A.M.
Room: 405

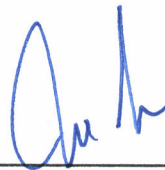
BILLS and RESOLUTIONS DISCUSSED:

HB 297 - Provide that employment of an unauthorized alien is unlawful - Rep. David Howard

EXECUTIVE ACTION TAKEN:

HB 297 - *Be Concurred In As Amended*

Comments:



Sen. Jon Sonju, Chair

MONTANA STATE SENATE

ROLL CALL

FREE CONFERENCE COMMITTEE

Date: April 18, 2013 (HB) SB No. 297

NAME	PRESENT	ABSENT/ EXCUSED
Sen. Sonju, Chair	X	
Sen. Brown (Dee)	X	
Sen. Vuckovich	X	
Rep. Howard, Vice Chair	X	
Rep. Lenz	X	
Rep. Eck	X	

Staff: Pat Murdo

Secretary: Julie Emage



FREE CONFERENCE COMMITTEE

on House Bill 297

Report No. 001, April 18, 2013

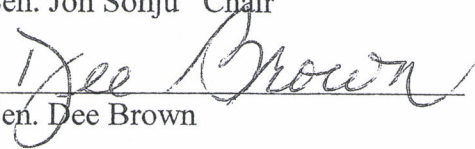
Page 1 of 2

Mr. President and Mr. Speaker:

We, your Free Conference Committee met and considered **House Bill 297** (reference copy -- salmon) and recommend this Free Conference Committee report be adopted.

For the Senate:


Sen. Jon Sonju Chair


Sen. Dee Brown

Sen. Gene Vuckovich


Amendment Coordinator

For the House:


Rep. David Howard Vice Chair


Rep. Dennis Lenz

Rep. Jennifer Eck

And, recommend that **House Bill 297** (reference copy -- salmon) be amended as follows:

1. Title, page 1, line 13.

Following: "AUTHORITY;"

Insert: "AMENDING SECTION 1-1-411, MCA;"

2. Page 6, following line 3.

Insert: "Section 8. Section 1-1-411, MCA, is amended to read:

"1-1-411. **Certain state services denied to ~~illegal~~ unauthorized aliens.** (1) To the extent allowed by federal law and the Montana constitution and notwithstanding any other state law, a state agency may not provide a state service to an ~~illegal~~

ADOPT
REJECT

Amendment # HB 297001

HB0297001FC.swr

unauthorized alien and shall comply with the requirements of this section.

(2) To determine whether an applicant for a state service is an ~~illegal~~ unauthorized alien, the agency may use the systematic alien verification for entitlements program provided by the United States department of homeland security or any other lawful method of making the determination.

(3) A state agency shall notify appropriate personnel in immigration and customs enforcement under the United States department of homeland security or its successor of any ~~illegal~~ unauthorized alien applying for a state service.

(4) An agency shall require a person seeking a state service to provide proof of United States citizenship or legal alien status.

(5) A state agency shall execute any written agreement required by federal law to implement this section.

(6) As used in this section, the following definitions apply:

(a) "Agency" means a department, board, commission, committee, authority, or office of the legislative or executive branches of state government, including a unit of the Montana university system.

(b) ~~"Illegal~~ "Unauthorized alien" means an individual who is not a citizen of the United States and who ~~has unlawfully entered or remains unlawfully in the United States~~ is not a "qualified alien" pursuant to 8 U.S.C. 1641.

(c) "State service" means a payment of money, the grant of a state license or permit, or the provision of another valuable item or service under any of the following programs and provisions of law:

(i) employment with a state agency;

(ii) qualification as a student in the university system for the purposes of a public education, as provided in 20-25-502;

(iii) student financial assistance, as provided in Title 20, chapter 26;

(iv) issuance of a state license or permit to practice a trade or profession, as provided in Title 37;

(v) unemployment insurance benefits, as provided in Title 39, chapter 51;

(vi) vocational rehabilitation, as provided in Title 53, chapter 7;

(vii) services for victims of crime, as provided in Title 53, chapter 9;

(viii) services for the physically disabled, as provided in Title 53, chapter 19, parts 3 and 4;

(ix) a grant, as provided in Title 90.""

Renumber: subsequent sections

- END -

MONTANA STATE SENATE

ROLL CALL VOTE

FREE CONFERENCE COMMITTEE

Date: 4.18.13 (HB)/SB No. 297

Amendment HB029702.AHT

NAME	AYE	NO
Sen. Sonju, Chair	X	
Sen. Dee Brown	X	
Sen. Vuckovich	X	
Rep. Howard	X	
Rep. Lenz	X	
Rep. Eck		X

Vote by chamber:

Senate: Aye 3 No

House: Aye 2 No 1

MONTANA STATE SENATE

ROLL CALL VOTE

FREE CONFERENCE COMMITTEE

Date: 4.18.13

HB SB No. 297
Concur In As Amended

NAME	AYE	NO
Sen. Sonju, Chair	X	
Sen. Brown	X	
Sen. Vuckovich	X	
Rep. Howard	X	
Rep. Lenz	X	
Rep. Eck		X

Vote by chamber:

Senate: Aye 3 No

House: Aye 2 No 1

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MONTANA STATE SENATE
Visitors Register
SENATE FREE CONFERENCE COMMITTEE

Thursday, April 18, 2013

HB 297 - Provide that Employment of an Unauthorized Alien is Unlawful

Sponsor: **Rep. David Howard**

PLEASE PRINT

[illegible]

Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.